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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

NATIONAL URBAN LEAGUE; LEAGUE OF
WOMEN VOTERS; BLACK ALLIANCE FOR
JUST IMMIGRATION; HARRIS COUNTY,
TEXAS; KING COUNTY, WASHINGTON; CITY
OF LOS ANGELES, CALIFORNIA; CITY OF
SALINAS, CALIFORNIA; CITY OF SAN JOSE,
CALIFORNIA; RODNEY ELLIS; and ADRIAN
GARCIA,

Plaintiffs,

v.

WILBUR L. ROSS, JR., in his official capacity as
Secretary of Commerce; U.S. DEPARTMENT OF
COMMERCE; STEVEN DILLINGHAM, in his
official capacity as Director of the U.S. Census
Bureau; and U.S. CENSUS BUREAU,

Defendants.

CASE NO. 20-cv-5799-LHK

**JOINT CASE MANAGEMENT
STATEMENT**

Date: August 26, 2020
Time: 2:00 p.m.
Courtroom: Videoconference
Judge: Hon. Lucy H. Koh

Pursuant to the Court's August 21, 2020 Order (Dkt. 31), the parties in the above-captioned case, by their respective counsel, respectfully submit the following Joint Case Management Statement for the Initial Case Management Conference set for August 26, 2020 at 2:00 p.m. This Joint Case Management Statement only addresses the topics identified in the Court's Order (Dkt. 31), and not the sections required by the Standing Order for All Judges of the Northern District of California.

I. BRIEFING AND HEARING SCHEDULE

Earlier today, August 25, 2020, Plaintiffs filed a Motion for Stay and Preliminary Injunction ("Motion"). Prior to filing the Motion, the parties conferred and filed a stipulation requesting the below schedule and page counts. The parties believe that the Court and both sides will benefit from additional pages beyond those provided by the Local Rules, in light of the complexities and importance of the issues. Because the parties wanted to begin the briefing as soon as practicable to allow the Court sufficient time to rule prior to September 30, 2020, Plaintiffs filed the Motion with more pages than allowed by the Local Rules without first waiting for the Court to rule on the joint stipulation. Plaintiffs respectfully request that the Court accept Plaintiffs' brief and grant the parties' stipulation.

Event	Date	Pages
Plaintiffs' Preliminary Injunction Motion/Opening Brief	August 25, 2020	35
Defendants' Opposition Brief	September 4, 2020	35
Plaintiffs' Reply Brief	September 10, 2020	20
Hearing	September 17, 2020	

II. DEFENDANTS' RESPONSE TO THE COMPLAINT

Prior to Plaintiffs having filed their Motion, the parties also stipulated that Defendants' deadline to respond to the Complaint, including by filing any dispositive motion, should be stayed until the Court rules on Plaintiffs' Motion for Stay and Preliminary Injunction. Having had an initial opportunity to review Plaintiffs' Motion, which seeks preliminary relief on all three claims asserted in the Complaint, Defendants now believe that there may be overlap between the briefing on the Motion and briefing on a motion to dismiss under Fed. R. Civ. P. 12. Defendants

are prepared to discuss a schedule that preserves the briefing schedule regarding the preliminary injunction motion while promoting judicial economy at tomorrow's status conference.

Dated: August 25, 2020

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11 **ATTESTATION**

12 I, Sadik Huseny, am the ECF user whose user ID and password authorized the filing of
13 this document. Under Civil L.R. 5-1(i)(3), I attest that all signatories to this document have
14 concurred in this filing.

15 DATED: August 25, 2020

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